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## TITLE 15—COMMERCE AND FOREIGN TRADE

### Chapter III—Bureau of Foreign Commerce, Department of Commerce

#### Subchapter B—Export Regulations

[7th Gen. Rev. of Export Regs., Amdt. 22]

#### PART 373—LICENSING POLICIES AND RELATED SPECIAL PROVISIONS

##### IRON AND STEEL SCRAP

Section 373.40 *Iron and steel* is amended in the following particulars: Paragraph (d) *Iron and steel scrap* is amended to read as follows:

(d) *Iron and steel scrap*—(1) *General*. License applications to export iron and steel scrap, Schedule B Nos. 601010, 601040, 601050, 601070, and 601090, except where the ultimate destination of the exportation is Mexico or where "offshore" scrap (scrap located in American possessions outside the continental U. S.) is to be exported, will be considered by the Bureau of Foreign Commerce in accordance with the procedures described below. For purposes of this paragraph, a maximum cargo lot is defined as the maximum tonnage of iron and steel scrap which can be transported in a specific export carrier.

(2) *Evidence of availability required*. In addition to the requirements set forth in subparagraphs (3) and (4) of this paragraph, the following certification shall appear on each application:

(I) (we) certify that the iron and steel scrap commodities in the quantities described on this license application are in (my) (our) possession or will be in (my) (our) possession not later than \_\_\_\_\_

(Date)

for export.

(3) *Persons not holding outstanding licenses*. Any person who does not hold an export license for iron and steel scrap may submit a license application to export these materials in a quantity not to exceed a maximum cargo lot.

(4) *Persons holding outstanding licenses*. Any person who holds an export license for iron and steel scrap may apply for an export license for a maximum cargo lot for each cargo lot exported under an onboard bill of lading issued on or after February 21, 1955. Each license application shall be accompanied by a copy of the onboard bill of lading and

shall show the license number under which shipment was made.

(5) *Issuance of licenses*. Licenses issued under the provisions of subparagraphs (3) and (4) of this paragraph will bear the following statement: "This license is valid for a single shipment of materials on a single carrier only."

(6) *Validity period*. A license to export iron and steel scrap, except where the ultimate destination of the exportation is in Mexico or where "offshore" scrap is to be exported, will be issued for a maximum validity period ending on the last day of the third month following the month during which the license is validated, e. g., a license issued on March 27, 1955, would expire on June 30, 1955. All licenses for iron and steel scrap destined for Mexico and all licenses for "offshore" scrap to be exported to any destination shall bear the usual six-month validity period.

(7) *Documentation*. Exporters are advised that in accordance with the provisions of § 372.10 of this subchapter, it may be necessary in some instances to require additional documentation in support of license applications. Where this occurs, the applicant will be advised after review of the application by the Bureau of Foreign Commerce.

(Sec. 3, 63 Stat. 7, as amended; 50 U. S. C. App. 2023. E. O. 9630, 10 F. R. 12245, 3 CFR, 1945 Supp. E. O. 9919, 13 F. R. 59, 3 CFR, 1948 Supp.)

This amendment shall become effective as of March 7, 1955.

LORING K. MACY,  
Director,

Bureau of Foreign Commerce.

[F. R. Doc. 55-2001; Filed, Mar. 4, 1955; 3:26 p. m.]

## TITLE 7—AGRICULTURE

### Chapter IX—Agricultural Marketing Service (Marketing Agreements and Orders), Department of Agriculture

[Lemon Reg. 578, Amdt. 1]

#### PART 953—LEMONS GROWN IN CALIFORNIA AND ARIZONA

##### LIMITATION OF SHIPMENTS

*Findings*. 1. Pursuant to the marketing agreement, as amended, and Order No. 53, as amended (7 CFR Part

(Continued on p. 1375)

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953;-19 F. R. 7175) regulating the handling of lemons grown in the State of California or in the State of Arizona, effective under the applicable provisions of the Agricultural Marketing Agreement Act of 1937, as amended (7 U. S. C. 601 et seq.), and upon the basis of the recommendation and information submitted by the Lemon Administrative Committee, established under the said amended marketing agreement and order, and upon other available information, it is hereby found that the limitation of the quantity of such lemons which may be handled, as hereinafter provided, will tend to effectuate the declared policy of the act.

2. It is hereby further found that it is impracticable and contrary to the public interest to give preliminary notice and engage in public rule making procedure, and postpone the effective date of this amendment until 30 days after publication thereof in the FEDERAL REGISTER (60 Stat. 237; 5 U. S. C. 1001 et seq.) because the time intervening between the date when information upon which this amendment is based became available and the time when this amendment must become effective in order to effectuate the declared policy of the Agricultural Marketing Agreement Act of 1937, as amended, is insufficient, and this amendment relieves restriction on the handling of lemons grown in the State of California or in the State of Arizona.

*Order as amended.* The provisions in paragraph (b) (1) (ii) of § 953.685 (Lemon Regulation 578; 20 F. R. 1201) are hereby amended to read as follows:

(ii) District 2: 275 carloads.

(Sec. 5, 49 Stat. 753, as amended; 7 U. S. C. 608c)

Dated: March 3, 1955.

[SEAL] FLOYD F. HEDLUND,  
Acting Director, Fruit and Vegetable Division, Agricultural Marketing Service.

[F. R. Doc. 55-1959; Filed, Mar. 7, 1955; 8:53 a. m.]

## TITLE 14—CIVIL AVIATION

### Chapter II—Civil Aeronautics Administration, Department of Commerce

[Amtd. 83]

#### PART 610—MINIMUM EN ROUTE IFR ALTITUDES

##### EXPLANATION OF TERMS

The purpose of this amendment is to explain and define the area that is covered by a minimum en route IFR altitude.

1. Section 610.2 (j) is added to read as follows:

§ 610.2 *Explanation of terms.* \* \* \*

(j) "Minimum en route IFR altitudes" shall mean the altitudes applicable to the width of a particular civil airway from radio fix to radio fix as specified in this part. For the direct routes published in this part, these altitudes apply only to that airspace five miles on each side of the center-line of the particular direct route from radio fix to radio fix

as specified in this part. These altitudes do not apply to, and are not compatible with, the navigation and obstruction clearance requirements for any other airspace, controlled or noncontrolled.

(Sec. 205, 52 Stat. 984, as amended; 49 U. S. C. 425. Interpret or apply sec. 601, 52 Stat. 1007, as amended; 49 U. S. C. 551)

These rules shall become effective March 8, 1955.

[SEAL] F. B. LEE,  
Administrator of Civil Aeronautics.

[F. R. Doc. 55-1923; Filed, Mar. 7, 1955; 8:45 a. m.]

## TITLE 17—COMMODITY AND SECURITIES EXCHANGES

### Chapter II—Securities and Exchange Commission

#### PART 240—GENERAL RULES AND REGULATIONS, SECURITIES EXCHANGE ACT OF 1934

##### EXTENDING TEMPORARY EFFECTIVENESS OF EXCHANGE DISTRIBUTION PLANS

The Securities and Exchange Commission today announced that it has extended until the close of business on August 31, 1955, the period during which the Exchange Distribution Plans of the American Stock Exchange, Midwest Stock Exchange, New York Stock Exchange and San Francisco Stock Exchange shall be effective.

These Plans permit members, member firms, and member corporations (hereinafter referred to as participating members) to make a distribution of a block of securities at the market on the Exchange when the regular market on the Exchange cannot otherwise absorb the block of securities within a reasonable time and at a reasonable price or prices. The Plans contain certain anti-manipulative controls and also require participating members to make certain disclosures to persons whose orders are solicited.

With the exception of the Plan of the San Francisco Stock Exchange, these are the same Plans which the Commission previously declared effective for an experimental period expiring at the close of business on February 28, 1955 and which were discussed in Securities Exchange Act Releases Nos. 4894, 4922, 4941, 4955, 5005, 5009, 5016, 5037, 5077 and 5136. The Exchange Distribution Plan of the San Francisco Stock Exchange has been amended to provide that purchasers of securities being distributed pursuant to such Plan need not be charged commissions in agency transactions and may be charged the equivalent of a commission in principal transactions. Heretofore, the Plan required purchasers to pay commissions in agency transactions and to be charged net prices in principal transactions. The amendment brings the Plan of the San Francisco Stock Exchange into conformity with the provisions of the Plans of the Midwest Stock Exchange and New York Stock Exchange.

The text of the Commission's action follows:

The Securities and Exchange Commission, acting pursuant to the provisions of the Securities Exchange Act of 1934, particularly sections 10 (b) and 23 (a) thereof and § 240.10b2 (d) (Rule X-10B-2 (d)) thereunder, deeming it necessary for the exercise of the functions vested in it, and having due regard for the public interest and for the protection of investors, does hereby declare the Exchange Distribution Plans of the American Stock Exchange, Midwest Stock Exchange, and New York Stock Exchange as now effective, and the amended Exchange Distribution Plan of the San Francisco Stock Exchange as filed on February 17, 1955, to continue to be effective until the close of business on August 31, 1955 on condition that if at any time it appears to the Commission necessary or appropriate in the public interest or for the protection of investors so to do the Commission may suspend or terminate the effectiveness of any or all of said Plans by sending at least ten days' written notice to the particular exchange or exchanges.

The Commission finds that the notice and public procedure specified in sections 4 (a) and (b) of the Administrative Procedure Act are unnecessary since the Exchange Distribution Plans of the American Stock Exchange, Midwest Stock Exchange and New York Stock Exchange are the same Plans as those heretofore declared effective for such Exchanges, and the amended Exchange Distribution Plan of the San Francisco Stock Exchange is substantially the same as the Plan heretofore in effect for that Exchange and is similar to the Exchange Distribution Plans heretofore declared effective for the Midwest stock Exchange and the New York Stock Exchange. The Commission further finds, in accordance with the provisions of section 4 (c) of the Administrative Procedure Act, that paragraph (d) of § 240.10b2 (Rule X-10B-2) and this action have the effect of granting exemption and relieving restriction, and that, therefore, this action may be and is hereby declared effective on February 25, 1955.

(Sec. 23, 48 Stat. 901, as amended, 15 U. S. C. 78w)

By the Commission.

[SEAL] ORVAL L. DuBOIS,  
Secretary.

FEBRUARY 25, 1955.

[F. R. Doc. 55-1933; Filed, Mar. 7, 1955; 8:47 a. m.]

## TITLE 19—CUSTOMS DUTIES

### Chapter I—Bureau of Customs, Department of the Treasury

[T. D. 53743]

#### PART 6—AIR COMMERCE REGULATIONS

##### SCOPE AND DEFINITIONS; DOCUMENTS FOR ENTRY

In order to provide a definition of the term "authorized person" as used in the Air Commerce Regulations; to make clear that the exemption under certain circumstances from the requirement for

filing a cargo manifest or store list does not apply to arms, ammunition, or implements of war subject to licensing by the Secretary of State; and to eliminate the requirement for filing with the controller of customs a copy of the inward manifest (general declaration and cargo manifest) no longer required under a revised procedure, §§ 6.1 and 6.7 of the Customs Regulations are amended as follows:

1. Section 6.1 is amended by redesignating paragraph (g) as (h) and by adding a new paragraph (g) to read:

§ 6.1 *Scope and definitions.* \* \* \*

(g) The term "authorized person" (authorized agent of an owner or operator) means any person who by written authority satisfactory to the collector of customs, has been designated to act for and in the place of an owner or operator of a scheduled airline or who by power of attorney has been authorized to act for and in the place of an owner or operator of a nonscheduled airline.

2. Section 6.7 *Documents for entry* is hereby amended as follows:

a. The next to the last sentence of paragraph (b) (3) is amended to read as follows: "Except as to any arms, ammunition, or implements of war on board which require a license issued by the Secretary of State, no cargo manifest or store list shall be required for merchandise, including baggage, arriving from a foreign country and departing for the same or another foreign country on the same through flight, although any such document on board may be inspected if necessary."

b. Paragraph (c) is amended to read as follows:

(c) Two copies of the general declaration, one copy of each attached passenger manifest, and one copy of each attached cargo manifest shall be delivered by the aircraft commander or an authorized person immediately to the customs officer in charge at the airport or other place of arrival.

c. Subparagraphs (1) and (2) of paragraph (c) are deleted.

(R. S. 161, 251, secs. 431, 624, 644, 46 Stat. 710, as amended, 759, 761, secs. 7, 9, 11, 44 Stat. 572, as amended, 573, as amended, 574, as amended; 5 U. S. C. 22, 19 U. S. C. 66, 1431, 1624, 1644, 49 U. S. C. 177, 179, 181)

Notice of the proposed issuance of the foregoing amendments was published in the FEDERAL REGISTER on January 11, 1955 (20 F. R. 250) pursuant to section 4 of the Administrative Procedures Act (5 U. S. C. 1003) No representations were received.

The amendments shall become effective upon the expiration of 30 days after the date of their publication in the FEDERAL REGISTER.

[SEAL] RALPH KELLY,  
Commissioner of Customs.

Approved: March 1, 1955.

H. CHAPMAN ROSE,  
Acting Secretary of the Treasury.

[F. R. Doc. 55-1948; Filed, Mar. 7, 1955;  
8:50 a. m.]

## TITLE 21—FOOD AND DRUGS

### Chapter I—Food and Drug Administration, Department of Health, Education, and Welfare

#### PART 141c—CHLORTETRACYCLINE (OR TETRACYCLINE) AND CHLORTETRACYCLINE- (OR TETRACYCLINE-) CONTAINING DRUGS; TESTS AND METHODS OF ASSAY

#### PART 146c—CERTIFICATION OF CHLORTETRACYCLINE (OR TETRACYCLINE) AND CHLORTETRACYCLINE- (OR TETRACYCLINE-) CONTAINING DRUGS

#### TETRACYCLINE HYDROCHLORIDE-NYSTATIN CAPSULES.

By virtue of the authority vested in the Secretary of Health, Education, and Welfare by the provisions of the Federal Food, Drug, and Cosmetic Act (sec. 507, 59 Stat. 463, as amended by 61 Stat. 11, 63 Stat. 409, 67 Stat. 389; sec. 701, 52 Stat. 1055; 21 U. S. C. 357, 371) the regulations for tests and methods of assay for antibiotic and antibiotic-containing drugs (21 CFR, 1953 Supp., Part 141c; 19 F. R. 1141) and certification of antibiotic and antibiotic-containing drugs (21 CFR, 1953 Supp. Part 146c; 19 F. R. 1141) are amended by adding the following new sections:

1. Part 141c is amended by adding the following new section:

§ 141c.224 *Tetracycline hydrochloride-nystatin capsules*—(a) *Capsules*—(1) *Potency*—(i) *Tetracycline hydrochloride content*. Proceed as directed in § 141c.204 (a) for tetracycline hydrochloride capsules. Its content of tetracycline hydrochloride is satisfactory if it contains not less than 85 percent of the number of milligrams that it is represented to contain.

(ii) *Nystatin content*. Prepare the sample for assay by placing 5 capsules in a blending jar with 150 milliliters of formamide. Blend for 2 minutes in a high-speed blender and then dilute an aliquot with sufficient formamide to give a concentration of 400 units per milliliter (estimated) Further dilute this solution with 1-percent phosphate buffer, pH 6.0, to give a concentration of 20 units per milliliter (estimated) Assay as directed in paragraph (b) of this section. Its content of nystatin is satisfactory if it contains not less than 85 percent of the number of units that it is represented to contain.

(iii) *Moisture*. Proceed as directed in § 141a.5 (a) of this chapter.

(b) *Nystatin used in making the capsules*—(1) *Potency*—(i) *Cylinders (cups)*. Use cylinders described in § 141a.1 (a) of this chapter.

(ii) *Culture media*. Use ingredients that conform to the standards, if any, prescribed by the U. S. P or N. F

(a) Make nutrient agar for carrying the organism and for preparing the inoculated agar plates as follows:

Peptone.....	6 grams.
Yeast extract.....	3 grams.
Beef extract.....	1.5 grams.
Sodium chloride.....	10 grams.
Dextrose.....	10 grams.
Agar.....	15 grams.
Distilled water to make.....	1,000 milliliters.

pH 6.0 to 6.2 after sterilization.

(b) Make nutrient broth for preparing an inoculum of the test organism:

Peptone.....	10 grams.
Dextrose.....	20 grams.
Distilled water to make.....	1,000 milliliters.

pH 5.6 to 5.7 after sterilization.

In lieu of preparing the media from the individual ingredients as specified, they may be prepared from a dehydrated mixture which, when reconstituted with distilled water, has the same composition as such media. Minor modifications of the specified individual ingredients are permissible if the resulting media possess growth-promoting properties at least equal to the media described.

(iii) *Working standard*. Dissolve a suitable weighed quantity of the working standard (obtained from the Food and Drug Administration) in sufficient formamide to give a stock solution containing 1,000 units per milliliter. This stock solution may be used for 3 days when stored at 5° C. or less.

(iv) *Preparation of sample*. Dissolve the sample to be tested in sufficient formamide to give a nystatin concentration of 400 units per milliliter (estimated) Further dilute with 1-percent phosphate buffer, pH 6.0, to 20 units per milliliter (estimated)

(v) *Preparation of test organism*. The test organism is *Saccharomyces cerevisiae* (American Type Culture Collection 9763) which is maintained on slants of agar described under subdivision (i) (a) of this subparagraph and transferred once a week. After transfer, the culture is incubated at 37° C. for 24 hours and then kept refrigerated. Prepare the organism suspension by either of the following methods:

(a) Inoculate 100 milliliters of the broth medium described under subdivision (i) (b) of this subparagraph with a loopful of growth from the agar slant. Incubate the broth for 16 to 18 hours at 37° C. This broth culture may be used for several weeks if kept refrigerated.

(b) Wash the organism from the agar slant with 3 milliliters of sterile physiological saline solution onto a large agar surface such as that provided by a Roux bottle containing 300 milliliters of the agar described in subdivision (i) (a) of this subparagraph. Spread the suspension of organisms over the entire agar surface with the aid of sterile glass beads. Incubate for 24 hours at 37° C. and then wash the resulting growth from the agar surface with about 15 milliliters of sterile physiological saline solution. This suspension may be used for several weeks if kept refrigerated. Run test plates to determine the quantity of this broth culture (usually about 2.5 milliliters) or saline suspension (usually about 0.1 milliliter) that should be added to each 100 milliliters of agar to give clear, sharp inhibitory zones of appropriate size.

(vi) *Preparation of plates*. Melt a sufficient amount of the agar described in subdivision (i) (a) of this subparagraph, cool to 48° C., add the proper amount of the test organism as described above, and mix thoroughly. Add 6 milliliters of this inoculated agar to each Petri dish (100 millimeters x 22 milli-

meters, with flat bottom) Distribute the agar evenly in the plates, cover with porcelain covers glazed on the outside, and allow to harden. After the agar has hardened, place 6 cylinders on the agar surface so that they are at approximately 60° intervals on a 2.8-centimeter radius.

(vii) *Standard curve.* Dilute aliquots of the 1,000 units per milliliter standard stock solution with formamide to give concentrations of 100, 200, 300, 400, 600, and 800 units per milliliter. Dilute these formamide solutions and the stock solution with 1-percent phosphate buffer, pH 6.0, to make concentrations of 5, 10, 15, 20, 30, 40, and 50 units per milliliter, respectively. A total of 18 plates is used in the preparation of the standard curve, three plates for each solution, except the 20 units per milliliter solution. The latter concentration is used as the reference point and is included on each plate. On each of the three plates fill three cylinders with the 20 units per milliliter standard and the other three cylinders with the concentration of the standard concentration under test. Thus, there will be 54 twenty-unit determinations and nine determinations for each of the other concentrations on the curve. Incubate the plates for 16 to 18 hours at 37° C. and measure the diameter of each zone of inhibition. Average the readings of the 20 units per milliliter concentration and the readings of the concentration tested for each set of three plates, and average also all 54 readings of the 20 units per milliliter concentration. The average of the 54 readings of the 20 units per milliliter concentration is the correction point for the curve. Correct the average value obtained for each point to the figure it would be if the 20 units per milliliter reading for that set of three plates were the same as the correction point. Thus, if in correcting the 16 units per milliliter concentration the average of the 54 readings of the 20 units per milliliter concentration is 16.0 millimeters and the average of the 20 units per milliliter concentration of this set of three plates is 15.8 millimeters, the correction is +0.2 millimeter. If the average reading of the 15 units per milliliter concentration of those same three plates is 15.0 millimeters, the corrected value is then 15.2 millimeters. Plot these corrected values, including the average of the 20 units per milliliter concentration on two-cycle semilog paper, using the concentration in micrograms per milliliter as the ordinate (the logarithmic scale) and the diameter of the zone of inhibition as the abscissa. Draw the standard curve through these points.

(viii) *Assay.* Use 3 plates for each sample. Fill three cylinders on each plate with the 20 units per milliliter standard and three cylinders with the 20 units per milliliter (estimated) sample, alternating standard and sample. Incubate the plates for 16 to 18 hours at 37° C. and then measure the diameter of each zone of inhibition. To estimate the potency of the sample, average the zone readings of the standard and the zone readings of the sample on the three plates used. If the sample gives a larger zone size than the

average of the standard, add the difference between them to the 20 units per milliliter zone on the standard curve. If the average value is lower than the standard value, subtract the difference between them from the 20 units per milliliter value on the curve. From the curves read the potencies corresponding to these corrected values of zone sizes.

(2) *Toxicity.* Inject intraperitoneally each of 5 mice, within the weight range of 18 grams to 25 grams, with 0.5 milliliter of a suspension of the drug containing 1,200 units per milliliter in a 0.5 percent acaia solution. If no animal dies within 48 hours, the sample is nontoxic. If one or more of the animals die within 48 hours, repeat the test with 5 unused mice weighing 20 grams ( $\pm 0.5$  gram) each; if all animals survive the repeat test, the sample is nontoxic.

(3) *Moisture.* Proceed as directed in § 141a.5 (a) of this chapter.

(4) *pH.* Proceed as directed in § 141a.5 (b) of this chapter, using a 3-percent aqueous suspension of the drug.

(5) *Optical rotation.* Accurately weigh approximately 1.0 gram of the sample in a 25-milliliter glass-stoppered volumetric flask, dissolve the sample and dilute to volume with dimethyl formamide at 20° C. Transfer the solution to a 200-millimeter tube, determine the angular rotation in a suitable polarimeter, using sodium light or a 5,893 angstrom unit filter, and calculate the specific rotation.

4. Part 146c is amended by adding the following new section:

§ 146c.224 *Tetracycline hydrochloride-nystatin capsules.* Tetracycline hydrochloride-nystatin capsules are capsules that conform to all the requirements and procedures prescribed by § 146c.204 for tetracycline hydrochloride capsules, except that:

(a) Each capsule contains not less than 250,000 units of nystatin. The nystatin used is produced by the growth of *Streptomyces noursei*. It is a white to yellow to light-tan powder. It is very slightly soluble in water, moderately soluble in methanol, butanol, or propanol. Its potency is not less than 2,000 units per milligram. It is nontoxic. Its pH in a 3-percent aqueous suspension is not less than 7.5 and not more than 8.0. Its moisture content is not more than 5 percent. It exhibits absorption maxima at 291, 305, and 319  $m\mu$  when dissolved in methanol, and its specific rotation in dimethyl formamide at 20° C. is not more than  $\pm 25^\circ$ .

(b) In addition to the labeling prescribed for tetracycline hydrochloride capsules, each package shall bear on its label or labeling the number of units of nystatin in each capsule of the batch.

(c) In addition to complying with the requirements of § 146c.204 (d), a person who requests certification of a batch shall submit with his request a statement showing the batch mark and (unless they were previously submitted) the results and the date of the latest tests and assays of the nystatin used in making the batch for potency, toxicity, pH, moisture, and specific rotation. He shall also submit in connection with his request a sample consisting of not less than

30 capsules and (unless it was previously submitted) a sample consisting of 10 packages, each containing approximately equal portions of not less than 300 milligrams of the nystatin used in making the batch.

(d) The fee for the services rendered with respect to each container in the sample of nystatin submitted in accordance with the requirements prescribed therefor by paragraph (c) of this section shall be \$4.00.

(Sec. 701, 52 Stat. 1055; 21 U. S. C. 371)

Notice and public procedure are not necessary prerequisites to the promulgation of this order, and I so find, since it was drawn in collaboration with interested members of the affected industry and since it would be against public interest to delay providing for the aforesaid amendments.

This order shall become effective upon publication in the FEDERAL REGISTER, since both the public and the affected industry will benefit by the earliest effective date, and I so find.

Dated: March 2, 1955.

[SEAL] OVETA CULP HOBEY,  
Secretary.

[F. R. Doc. 55-1957; Filed, Mar. 7, 1955;  
8:52 a. m.]

PART 146a—CERTIFICATION OF PENICILLIN AND PENICILLIN-CONTAINING DRUGS

PART 146c—CERTIFICATION OF CHLORTETRACYCLINE (OR TETRACYCLINE) AND CHLORTETRACYCLINE- (OR TETRACYCLINE-) CONTAINING DRUGS

PART 146e—CERTIFICATION OF BACITRACIN AND BACITRACIN-CONTAINING DRUGS

MISCELLANEOUS AMENDMENTS

By virtue of the authority vested in the Secretary of Health, Education, and Welfare by the provisions of the Federal Food, Drug, and Cosmetic Act (sec. 507, 59 Stat. 463, as amended by 61 Stat. 11, 63 Stat. 409, 67 Stat. 389; sec. 701, 52 Stat. 1055; 21 U. S. C. 357, 371) the regulations for certification of antibiotic and antibiotic-containing drugs (21 CFR, 1953 Supp., Parts 146a, 146c, 146e) are amended as indicated below:

1. In § 146a.64 *l-Ephnamine penicillin G* \* \* \* subparagraph (3) of paragraph (c) *Labeling* is amended by changing the number "24" to read "36"

2. Section 146c.202 *Chlortetracycline ointment (chlortetracycline hydrochloride ointment)* \* \* \* is amended in the following respects:

a. Paragraph (a) *Standards of identity* \* \* \* is amended by inserting the following new sentence between the second and third sentences: "It may contain cortisone, hydrocortisone, or a suitable ester of cortisone or hydrocortisone and one or more suitable and harmless preservatives."

b. In paragraph (c) *Labeling*, subparagraph (1) (ii) is amended by deleting the semicolon at the end thereof and adding the following words: "or as tetracycline hydrochloride;"

c. Paragraph (c) (1) is further amended by renumbering subdivision

(iii) as (iv) and by inserting the following new subdivision (iii) between subdivision (ii) and renumbered subdivision (iv)

(iii) If it contains preservatives, cortisone, hydrocortisone, or an ester of cortisone or hydrocortisone, the name and quantity of each such substance;

d. Paragraph (c) (2) is amended by changing the words "tetracycline hydrochloride" to read "tetracycline hydrochloride, cortisone, hydrocortisone, or an ester of cortisone or hydrocortisone,"

e. Paragraph (c) (3) is amended by changing the words "tetracycline hydrochloride" to read: "tetracycline hydrochloride, cortisone, hydrocortisone, or an ester of cortisone or hydrocortisone,".

f. In paragraph (d) *Request for certification, samples*, subparagraph (3) (iii) is changed to read as follows:

(iii) In case of an initial request for certification, each other ingredient used in making the batch; 1 package of each component of the ointment base, each containing approximately 200 grams; 1 package of each preservative used, each containing approximately 5 grams; and if cortisone, hydrocortisone, or an ester of cortisone or hydrocortisone is used, 1 package of such ingredient, containing approximately 100 milligrams.

3. In § 146c.203 *Chlortetracycline troches* \* \* \* subparagraph (1) (iv) of paragraph (c) *Labeling* is amended by changing the colon after the word "certified" to a comma and adding immediately thereafter the following new clause: "except that the blank may be filled in with the date which is 36 months or 48 months after the month during which the batch was certified if the person who requests certification has submitted to the Commissioner results of tests and assays showing that after being stored for such period of time such drug as prepared by him complies with the standards prescribed therefor by paragraph (a) of this section: \* \* \*

4. Section 146e.402 *Bacitracin ointment* is amended in the following respects:

a. Paragraph (a) *Standards of identity* \* \* \* is amended by changing the second sentence to read: "It may contain a suitable local anesthetic, cortisone, hydrocortisone, or a suitable ester of cortisone or hydrocortisone, one or more suitable sulfonamides, and, if it is intended solely for veterinary use and is conspicuously so labeled, one or more suitable antifungal agents or rotenone."

b. In paragraph (c) *Labeling* subparagraph (2) is amended by changing the words "it contains one or more sulfonamides," to read: "it contains cortisone, hydrocortisone, or an ester of cortisone or hydrocortisone, or one or more sulfonamides,"

c. Paragraph (c) (4) is amended by changing the words "contains one or more sulfonamides," to read: "contains cortisone, hydrocortisone, or an ester of cortisone or hydrocortisone, or one or more sulfonamides,"

d. In paragraph (d) *Request for certification, samples*, subparagraph (3)

(iii) is amended by changing the words "cortisone acetate" to read: "cortisone, hydrocortisone, or an ester of cortisone or hydrocortisone"

e. Paragraph (f) *Exemption of bacitracin ointment from certification* is amended by changing the words "or cortisone acetate" in the introduction to the paragraph to read: "cortisone, hydrocortisone, or an ester of cortisone or hydrocortisone"

(Sec. 701, 52 Stat. 1055; 21 U. S. C. 371)

Notice and public procedure are not necessary prerequisites to the promulgation of this order, and I so find, since it was drawn in collaboration with interested members of the affected industry and since it would be against public interest to delay providing for the aforesaid amendments.

This order shall become effective upon publication in the FEDERAL REGISTER, since both the public and the affected industry will benefit by the earliest effective date, and I so find.

Dated: March 2, 1955.

[SEAL] OVETA CULP HOBBY,  
Secretary.

[F. R. Doc. 55-1952; Filed, Mar. 7, 1955;  
8:52 a. m.]

## TITLE 25—INDIANS

### Chapter I—Bureau of Indian Affairs, Department of the Interior

#### Subchapter W—Rights-of-Way

#### PART 256—RIGHTS-OF-WAY OVER INDIAN LANDS

##### AFFIDAVIT AND CERTIFICATE

Section 256.13 is amended to read as follows:

§ 256.13 *Affidavit and certificate.* (a) There shall be subscribed on the map of definite location an affidavit executed by the engineer who made the survey and a certificate executed by the applicant, both certifying to the accuracy of the survey and map and both designating by termini and length, in miles and decimals, the line of route for which the right of way application is made.

(b) Maps covering roads built by the Bureau of Indian Affairs which are to be transferred to a county or state government shall contain an affidavit as to the accuracy of the survey, executed by the Bureau-highway engineer in charge of road construction, and a certificate by the state or county engineer or other authorized state or county officer accepting the right of way and stating that he is satisfied as to the accuracy of the survey and map.

(R. S. 161, sec. 1, 30 Stat. 941, sec. 1, 32 Stat. 266, sec. 1, 33 Stat. 359, sec. 4, 37 Stat. 194, sec. 6, 62 Stat. 18; 5 U. S. C. 22, 25 U. S. C. 328)

DOUGLAS MCKAY,  
Secretary of the Interior

MARCH 1, 1955.

[F. R. Doc. 55-1924; Filed, Mar. 7, 1955;  
8:45 a. m.]

## TITLE 31—MONEY AND FINANCE: TREASURY

### Chapter V—Foreign Assets Control, Department of the Treasury

#### PART 500—FOREIGN ASSETS' CONTROL REGULATIONS

##### MISCELLANEOUS AMENDMENTS

The Foreign Assets Control Regulations, 31 CFR 500.101-500.808, are hereby amended by the amendment of §§ 500.204, 500.322, 500.329, 500.330, and 500.536, and by the addition of § 500.539.

The principal effect of the amendment of § 500.204 is to prohibit the unlicensed importation of paint brushes and paint brush parts, containing hog bristles, regardless of value, if any such bristle is more than one and one half inches in total length or more than one and one quarter inches in length out of the ferrule. Other changes in this section affect the importation of cinnamon oil, hair nets, hog bristles, and tussah silk piece goods. The change with respect to hig bristles when taken in conjunction with a new section, § 500.539, which is set forth below, is a technical change only and does not affect the substance of the controls over hog bristles. The change with regard to tussah silk piece goods is also only technical, since this item has previously been affected by § 500.204 (a) (2) (i)

1. Section 500.204 is hereby amended as follows:

a. The following items are added to the list set forth in § 500.204 (a) (2) (ii) :

Bristles, hog, including such bristles in knots or other processed condition. (Exceptions: None.)

Brushes, paint, (including parts thereof) regardless of value, containing hog bristles, if any such bristle is more than one and one half inches in total length or more than one and one quarter inches in length out of the ferrule. (Exceptions: None.)

Cinnamon oil. (Exceptions: Ceylon, Seychelles.)

Silk piece goods, tussah. (Exceptions: None.)

b. The following items are deleted from the list set forth in § 500.204 (a) (2) (ii)

Bristles, hog, Asiatic (other than Indian), including such bristles in knots or other processed condition. (Exceptions: None.)

Bristles, hog, dyed, including such bristles in knots or other processed condition. (Exceptions: None.)

Brushes, paint (containing hog bristles), valued at more than twenty-four dollars (\$24.00) per dozen. (Exceptions: None.)

c. The following item is added to the list set forth in § 500.204 (a) (3)

Hair nets, regardless of the material from which made.

2. Section 500.322 (a) (5) is hereby amended by the deletion therefrom of the word, "Trans-Jordan," and the addition thereto of the word, "Jordan."

3. The amendment of §§ 500.329 and 500.330 inserts the word, "possession," in the third paragraph of each section. These changes are technical only and are made for the sake of clarity. These

sections have always been considered to include possessions of the United States in the same sense as is now made explicit.

a. Section 500.329 is hereby amended to read as follows:

§ 500.329 *Person subject to the jurisdiction of the United States.* (a) The term, "person subject to the jurisdiction of the United States," includes:

(1) Any person, wheresoever located, who is a citizen or resident of the United States;

(2) Any person actually within the United States;

(3) Any corporation organized under the laws of the United States or of any State, territory, possession, or district of the United States; and

(4) Any partnership, association, corporation, or other organization, wheresoever organized or doing business, which is owned or controlled by persons specified in subparagraphs (1), (2), or (3) of this paragraph.

b. Section 500.330 is hereby amended to read as follows:

§ 500.330 *Person within the United States.* (a) The term, "person within the United States," includes:

(1) Any person, wheresoever located, who is a resident of the United States;

(2) Any person actually within the United States;

(3) Any corporation organized under the laws of the United States or of any state, territory, possession, or district of the United States; and

(4) Any partnership, association, corporation, or other organization, wheresoever organized or doing business, which is owned or controlled by any person or persons specified in subparagraphs (1), (2) or (3) of this paragraph.

4. The effect of the amendment of § 500.536 is to bring paragraph (a) (1) thereof into conformity with § 500.808 (a) (1). This change is one of form

rather than substance, since § 500.808 has governed the actions of Collectors of Customs with respect to entry procedures under the Foreign Assets Control Regulations. Section 500.536 (a), as hereby amended, reads as follows:

§ 500.536 *Certain transactions with respect to merchandise affected by § 500.204.* (a) With respect to merchandise the importation of which is prohibited by § 500.204, all Customs transactions are authorized except the following:

(1) Entry for consumption (including any appraisement entry, any entry of goods imported in the mails, regardless of value, and any other informal entries),

(2) Entry for immediate exportation;

(3) Entry for transportation and exportation;

(4) Withdrawal from warehouse;

(5) Transfer or withdrawal from a foreign-trade zone; or

(6) Manipulation or manufacture in a warehouse or in a foreign-trade zone.

5. Section 500.539 is hereby added to the regulations. As pointed out in connection with the amendment of § 500.204 above, this change is of a technical nature and does not affect the existing procedures regarding the importation of hog bristles. Section 500.539 reads as follows:

§ 500.539 *Certain transactions with respect to hog bristles.* (a) Subject to the provisions of paragraph (c) of this section, the purchase outside the United States for importation into the United States of hog bristles, except hog bristles specified in paragraph (b) of this section, and the importation of such merchandise into the United States for warehouse entry is authorized.

(b) This section does not authorize any transaction with respect to hog bristles which, in whole or in part, consist of (1) dyed hog bristles, or (2) Asiatic hog bristles (except Indian hog

bristles other than soft black Indian hog bristles).

(c) This section does not authorize the release from bonded warehouse of any hog bristles. Merchandise purchased or imported pursuant to this section will be authorized for release from Customs custody for consumption in the United States only after the Foreign Assets Control is satisfied by physical inspection of such merchandise and such other measures as may be appropriate that the merchandise does not consist, in whole or in part, of merchandise specified in paragraph (b) of this section.

(Sec. 5, 40 Stat. 415, as amended; 50 U. S. C. App. 5; E. O. 9193, July 6, 1942, 7 F. R. 5205; 3 CFR, 1943 Cum. Supp. E. O. 9989, Aug. 20, 1948, 13 F. R. 4891; 3 CFR, 1948 Supp.)

[SEAL] W. RANDOLPH BURGESS,  
*Acting Secretary of the Treasury.*

[F. R. Doc. 55-1950; Filed, Mar. 7, 1955; 8:51 a. m.]

## TITLE 36—PARKS, FORESTS, AND MEMORIALS

### Chapter I—National Park Service, Department of the Interior

#### PART 20—SPECIAL REGULATIONS

##### PIPESTONE NATIONAL MONUMENT

1. Paragraph (f) of § 20.42 *Pipestone National Monument* is amended to read as follows:

(f) *Speed.* Speed of automobiles and other vehicles, except ambulances and Government cars on emergency trips, is limited to 20 miles per hour on all roads.

(Sec. 3, 39 Stat. 535, as amended; 16 U. S. C. 3)

Issued this 31st day of January 1955.

[SEAL] HARVEY B. REYNOLDS,  
*Superintendent,  
Pipestone National Monument.*

[F. R. Doc. 55-1926; Filed, Mar. 7, 1955; 8:45 a. m.]

## PROPOSED RULE MAKING

### DEPARTMENT OF THE TREASURY

#### Bureau of Customs

#### [ 19 CFR Part 1 ]

#### CUSTOMS DISTRICTS AND PORTS

#### NOTICE OF PROPOSED REVOCATION OF DESIGNATION OF PORT SAN LUIS, CALIFORNIA, AS PORT OF DOCUMENTATION

Notice is hereby given that, under the authority of section 2 of the act of July 5, 1884, as amended (46 U. S. C. 2) and section 1 of the act of February 16, 1925, as amended (46 U. S. C. 18) it is proposed to revoke the designation of Port San Luis, California, as a port of documentation and to amend § 1.1 (c) Customs Regulations (19 CFR 1.1 (c)), to indicate such revocation. It is also proposed to transfer the marine records of this port to Los Angeles, California, and to make Los Angeles, California, the home port of all vessels now home-ported

at this port on the effective date of the revocation.

This notice is published pursuant to section 4 of the Administrative Procedure Act (5 U. S. C. 1003). Date, views, or arguments with respect to the proposed action may be addressed to the Commissioner of Customs, Bureau of Customs, Washington 25, D. C., in writing. In order to assure consideration of such communications, they must be received in the Bureau of Customs not later than 30 days from the date of publication of this notice in the FEDERAL REGISTER. No hearings will be held.

[SEAL] D. B. STRUBINGER,  
*Acting Commissioner of Customs.*

Approved: March 2, 1955.

H. CHAPMAN ROSE,  
*Acting Secretary of the Treasury.*

[F. R. Doc. 55-1949; Filed, Mar. 7, 1955; 8:51 a. m.]

### DEPARTMENT OF AGRICULTURE

#### Agricultural Marketing Service

#### [ 7 CFR Part 936 ]

#### FRESH BARTLETT PEARS, PLUMS, AND ELBERTA PEACHES GROWN IN CALIFORNIA

#### FINDINGS AND DETERMINATIONS WITH RESPECT TO CONTINUATION IN EFFECT OF AMENDED MARKETING AGREEMENT AND ORDER

Pursuant to the applicable provisions of Marketing Agreement No. 85, as amended, and Order No. 36, as amended (7 CFR Part 936) and the applicable provisions of the Agricultural Marketing Agreement Act of 1937, as amended (48 Stat. 31, as amended; 7 U. S. C. 601 et seq.), notice was given in the FEDERAL REGISTER on December 10, 1954 (19 F. R. 8224), that a referendum would be conducted among the growers who, during the marketing season beginning on

March 1, 1954 (which period was determined to be a representative period for the purpose of such referendum) had been engaged, in the State of California, in the production of any fruit (as such term is defined in the amended marketing agreement and order) for shipment in fresh form to determine whether a majority of such growers favor the termination of the amended marketing agreement and order as to any one or more of such fruits.

Upon the basis of the results of the aforesaid referendum, which was conducted during the period January 17 to January 31, 1955, both dates inclusive, it is hereby found and determined that the termination of the said marketing agreement and order, with respect to any of the fruits covered thereby, is not favored by the requisite majority of such growers.

Done at Washington, D. C. this 2d day of March 1955.

[SEAL] EARL L. BUTZ,  
Assistant Secretary.

[F. R. Doc. 55-1961; Filed, Mar. 7, 1955;  
8:54 a. m.]

### [ 7 CFR Part 978 ]

[Docket No. AO-184-A11]

#### HANDLING OF MILK IN NASHVILLE, TENNESSEE, MARKETING AREA

NOTICE OF RECOMMENDED DECISION AND OPPORTUNITY TO FILE WRITTEN EXCEPTIONS WITH RESPECT TO PROPOSED AMENDMENTS TO TENTATIVE MARKETING AGREEMENT AND TO ORDER AS AMENDED

#### Correction

In F. R. Document 55-1733, appearing in the issue for Tuesday, March 1, 1955, at page 1243, make the following change:

In column 3, on page 1245, in the first undesignated paragraph under paragraph 8, the reference "0.3" in the last line should read "0.13"

## DEPARTMENT OF LABOR

### Division of Public Contracts

#### [ 41 CFR Part 202 ]

#### ENVELOPE INDUSTRY

NOTICE OF PROPOSED AMENDMENT TO DETERMINATION OF PREVAILING MINIMUM WAGE

This matter is before the Department pursuant to the act of June 30, 1936, as amended (49 Stat. 2036; 41 U. S. C. sec. 35 et seq.) entitled "An Act to provide conditions for the purchase of supplies and the making of contracts by the United States and for other purposes," and known as the Walsh-Healey Public Contracts Act.

The Secretary of Labor, in a minimum wage determination issued pursuant to the provisions of the Walsh-Healey Public Contracts Act and effective January 25, 1950 (15 F. R. 382) determined the minimum wage prevailing for persons employed in the Envelope Industry in the performance of contracts with agencies of the United States Government subject

to the act to be not less than 75 cents an hour. This determination also authorized the employment of learners and handicapped workers at wages below 75 cents an hour upon the same terms and conditions as are prescribed for the employment of learners and handicapped workers by the regulations of the Administrator of the Wage and Hour Division of the United States Department of Labor. This determination is currently in effect as editorially revised and published in the FEDERAL REGISTER on July 20, 1950 (15 F. R. 4637)

The present proceedings were initiated by the Secretary of Labor on his own motion. Notice of a public hearing in this matter to be held on December 14, 1954, was duly published in the November 18, 1954 issue of the FEDERAL REGISTER (19 F. R. 7437) Copies of the notice and of a press release announcing the hearing were mailed to trade associations, unions, and to all known manufacturers in the Envelope Industry. In addition, the press release was distributed to newspapers and to trade publications.

This notice and release informed interested persons of the time and place at which they could appear and offer testimony as to (1) the prevailing minimum wages in the envelope industry (2) whether there should be included in any amended determination for this Industry provision for the employment of learners or beginners at subminimum rates and on what terms or limitations, if any, such employment should be permitted; (3) the propriety of the present definition of this industry and (4) whether a single determination applicable for all of the area in which the Industry operates, or a separate determination for each of several different smaller geographical areas (including the appropriate limits of such areas), should be determined for this Industry. The notice particularly invited information with respect to the subject matter of testimony or statements of each witness as to (1) the number of workers covered in the presentation; (2) the number and location of establishments; (3) minimum wages paid at the end of a probationary or learner period, the number of workers receiving such wages, and the occupations in which these employees are found; (4) the entrance rate for learners, beginners and probationary workers, the length of such learning or probationary period, and the number of workers paid such entrance rates; and (5) the extent to which there is competition in this Industry between different plants in different geographical areas both for government contracts and commercial business. The notice also stated that "To the extent possible, data should be submitted in such a manner as to permit evaluation thereof on a plant by plant basis."

Pursuant to the notice a hearing was held on December 14, 1954, at 10:00 a. m. in room 2203, Department of Labor Building, Washington, D. C. At the hearing there were present representatives of the following: Envelope Manufacturers Association of America, American Federation of Labor (hereinafter termed the AFL) International Printing Pressmen's and Assistants' Union, International Brotherhood of Pulp, Sul-

phite, and Paper Mill Workers; and representatives of several firms. Except for the receipt of a list of the firms contacted in the wage survey, the record was closed at the conclusion of the hearing.

*Definition.* The notice of hearing, dated November 13, 1954, and published in the November 18, 1954 issue of the FEDERAL REGISTER (19 F. R. 7437), contained the currently effective definition of the Industry and placed in issue its propriety and continued adequacy. This definition read as follows: "The envelope industry is defined as that industry which manufactures or furnishes envelopes."

This definition was used by the Bureau of Labor Statistics in a wage survey of the envelope industry which has been made a part of the present record. During the course of the hearing on December 14, 1954, the scope of this definition was questioned in regard to its application (1) to expansion or accordion type file folders with flaps, and (2) to social envelopes.

Mr. Herbert Miller and Mr. William Buenger, of the Wilson-Jones Company, appeared at the hearing and offered in evidence three accordion or expansion type wallets and one clasp-type, gummed, mailing envelope. It was generally agreed by the parties present that the latter type of envelope was within the scope of the definition of the industry. However, Mr. Buenger testified that the expansion-type wallets or folders are made separately from the commercial or government-type envelopes and are not regarded as envelopes by his firm. The testimony of Mr. Leonard F. Smith, of the United States Envelope Company, similarly indicated that expansion folders which are also referred to as "wallets," "red rope jackets," or "file jackets," are not primarily made by envelope manufacturers and are not regarded as a part of the commercial envelope industry. Neither do the Divisions, as stated at the hearing, interpret the present definition as applying to items of this character and, thus, it would appear from the record that the manufacture of expansion envelopes with flaps is not within the scope of the Envelope Industry as herein defined.

With respect to social stationery, the Divisions have held in the past that boxed and personal stationery (papeteries) are not included within the scope of the present definition of this Industry. The primary list of envelope manufacturers used in making the wage survey of this industry included firms known to manufacture paper envelopes for commercial, industrial, professional, institutional, and governmental use, as distinguished from envelopes for social stationery and personal correspondence. To avoid the possibility of future misinterpretation of the scope of the industry to which this determination shall apply, the definition of the Industry should, therefore, be amended to read as follows: "The envelope industry is defined as that industry which manufactures or furnishes envelopes, with the exception of boxed and personal stationery (papeteries) "

*Origin and nature of evidence on wages.* Evidence in the record concerning wages primarily consists of the Bureau of Labor Statistics (BLS) wage survey of the Envelope Industry as of June-July, 1954. This survey was conducted by mail questionnaire and subsequent field follow-ups, and covered 171 of the estimated total of 180 establishments in the envelope industry having 10 or more employees. In accordance with customary BLS techniques, the number of firms studied (171) was weighted-up to the estimated industry total of 180. The scope, source, statistical procedures, and accuracy of the BLS wage data, including methods of obtaining the basic data, is responsiveness to the Industry definition, and preparation of the several tabulations were explained by a BLS official. For purposes of the survey, data was obtained from establishments in which the manufacture of envelopes constituted 50 percent or more of the total sales in 1953, and from separate envelope departments in other establishments. However, as heretofore indicated, the survey was not designed to include manufacturers of boxed or personal stationery (papeteries). It included data on production (plant) workers (except office, executive, sales and administration personnel; watchmen; and janitors, except those working on machines while in operation) and learners or beginners.

Mr. Seymour Brandwein, representing the AFL, stated that wage increases had been negotiated in the 6-month interval between the date of the BLS wage survey and the date of the public hearing. He stated, furthermore, that it is "reasonably proper to assume that at least 30 to 50 percent of the plants involved in this study (survey) have very likely made \* \* \* adjustments" ranging from 2 to 8 cents an hour or more. However, no specific details were provided, and the general statements made on this subject were apparently designed more to indicate that a wage determination of \$1.08 would be conservative than to suggest any specific figure by which the wage survey should be revised.

*Locality.* Substantially the only information supplied on marketing and competitive factors was that offered by the Divisions in analyzing bidders, contractors, and shipments on envelope contracts awarded by the Post Office Department, which in 1954 accounted for about 95 percent of the dollar value of all envelope awards.

Table A of Government Exhibit No. 8 summarizes the region of origin and the region of destination of 1312 envelope shipments. With the exception of the Middle West, each region making shipments made more shipments within its own region than to any other single region, although each region of manufacture made most of its shipments to other regions. The Middle Atlantic States, for example, originated 183 shipments, of which 75 went to destinations in this region, while the other shipments were sent throughout the nation, into every region except the Southwest. Likewise, the Border States, the Great Lake States, and the Middle West States

originated shipments to all or almost every region.

The only other evidence on the question of "locality" came from two union representatives and the Garden City Envelope Company of Chicago, Illinois. Both Mr. Seymour Brandwein, representing the AFL, and the Garden City Envelope Company stated that because of competitive factors a single, industry-wide minimum should be established. Mr. Joseph Mahon, representing the International Printing Pressmen's and Assistants' Union, added that one unnamed firm with one establishment in the East and one in the Southwest was in a position to ship substantially the same products from either factory to any area in the United States.

Because of the evidence of substantial interregional shipments throughout the country, and in the absence of any indication of regional limitations on envelope shipments and sales, I find that the determination of the prevailing minimum wage for this industry should be made on an industry-wide basis.

*Analysis of wage data.* The wage survey by the Bureau of Labor Statistics covered those establishments in the Envelope Industry which employ ten or more workers. The estimated total industry group was found to include 180 establishments, employing 16,420 workers of whom 13,377 were production workers. Of this number the Bureau of Labor Statistics obtained wage data from 171 establishments, employing 15,970 workers of whom 13,038 were production workers.

Table 7 of the BLS survey indicates that 54.4 percent of the establishments in the wage survey, with slightly more than two-thirds of all production workers (67.3 percent) paid none of them (exclusive of learners or beginners) less than \$1.05 an hour, while 43.3 percent of the establishments, with 44.9 percent of the production workers paid none of them less than \$1.10 an hour. Since the questionnaire asked for wage information in 5-cent intervals, it is not possible to obtain data from this table for figures within the crucial \$1.05 to \$1.10 interval. However, in major part, this information is supplied by Table 5-A which distributes the plants according to the lowest rate actually paid to production workers other than learners or beginners. It will be noted from this table that 19 percent of the production workers in the industry were employed in plants in which the lowest paid worker received \$1.08 an hour, and that more than twice as many employees were employed in plants in which the lowest rate actually paid was \$1.08 an hour than were employed in plants with any other level. Almost two-thirds (64.5 percent) of the production workers are in plants where the lowest rate paid is \$1.08 an hour or higher, whereas only 35.5 percent of the production workers in the industry are employed in plants where the lowest rate paid to any such worker is less than \$1.08 an hour. This table further indicates that 50 percent of the plants have \$1.08 or higher as the lowest wages actually paid production workers.

On the basis of the BLS survey, Mr. Seymour Brandwein, representing the

AFL, recommended \$1.08 an hour as the prevailing minimum wage in the Envelope Industry, with no tolerance for learners or beginners, on the ground that most of the industry paid that minimum or more. Mr. Joseph Mahon of the International Printing Pressmen's and Assistants' Union subscribed to the AFL position.

Consideration has also been given to Table 5 of the BLS survey, and the supplement thereto, which give a distribution of establishments in the industry by the lowest established job rate. Information from this table is of only supplementary value, because some establishments may report rates which have not been used for a considerable period even for new employees, and almost thirty percent (52 out of 180) of the establishments had no established policy as to lowest job rates. Of the establishments which reported the lowest established job rate, 48 percent, employing 62.5 percent of the workers in these establishments, reported their lowest established job rate to be \$1.08 an hour or more. In terms of the number of workers in these establishments in which the lowest established job rates ranged from 75 cents to \$1.50 an hour, the rate of \$1.08 is almost three times as significant as any other rate.

On the basis of the evidence contained in the record, I find, therefore, that the prevailing minimum wage in the Envelope Industry is \$1.08 an hour.

*Subminimum rates.* As will be noted from Table 4 of the BLS survey, three fifths of the workers in the industry are found in establishments in which the lowest established hiring rate for beginning workers is \$1.05 an hour or less, and consequently consideration of a subminimum rate for such workers appears appropriate. In Table 4 the crucial interval appears to lie between \$1.001 and \$1.05 an hour wherein are found establishments which employ more than a fifth of the workers in the survey, very substantially more than in any other interval. Table 6 and Supplement B to Table 6 indicate that for the 84 plants reporting a differential between the lowest established hiring rate for beginning workers and the lowest established job rate for production workers other than beginning workers, the most common differential is six cents an hour. These two tables, together with Supplement A to Table 6, also indicate that in such plants it generally requires a period no longer than three months to reach the lowest established job rate.

I conclude therefore, that the employment of beginners at subminimum rates should be authorized and that a wage rate of \$1.02 an hour for a period not to exceed twelve weeks is an appropriate and reasonable subminimum rate for beginners in the envelope industry.

*Handicapped workers.* The general regulations presently permit employment of handicapped workers at subminimum rates on contract work under the act. This authorization was not an issue in the proceedings. However, for purposes of clarity, it appears advisable to include in the determination a specific authorization for such employment.

*Proposed amendment of determination.* Accordingly, upon the findings and conclusions stated herein, notice is hereby given that I propose to amend the minimum wage determination for the envelope industry, as contained in § 202.13 (41 CFR Part 202), to read as follows:

§ 202.13 *Envelope industry*—(a) *Definition.* The envelope industry is defined as that industry which manufactures or furnishes envelopes, with the exception of boxed and personal stationery (papereries)

(b) *Minimum wage.* The minimum wage for persons employed in the manufacture or furnishing of products of the envelope industry under contracts subject to the Walsh-Healey Public Contracts Act shall be not less than \$1.08 an hour arrived at either on a time or piece rate basis.

(c) *Subminimum wages authorized.* (1) Beginners may be employed at subminimum rates subject to the following terms and conditions.

(i) In the performance of contracts for products of the Envelope Industry, beginners may be paid a subminimum

rate of \$1.02 an hour. If experienced workers in the same plant are paid on a piece rate basis, beginners must be paid the same piece rates but may not be paid less than \$1.02 an hour.

(ii) A beginner for the purpose of this determination is a person who has had less than 480 hours experience in the industry.

(iii) If the beginner has had previous experience in the industry, the number of hours of such experience must be deducted from the 480 hour learning period during which the subminimum rate may be paid.

(2) (i) Handicapped workers may be employed at wages below the applicable minimum wage specified in this section upon the same terms and conditions as are prescribed for the employment of handicapped workers by the regulations of the Administrator of the Wage and Hour Division of the United States Department of Labor (29 CFR Parts 524, 525) under section 14 of the Fair Labor Standards Act.

(ii) The Administrator of the Public Contracts Division is authorized to issue certificates under the Public Contracts Act for the employment of handicapped

workers not subject to the Fair Labor Standards Act or subject to two different minimum rates of pay under the two acts, at appropriate rates of compensation and in accordance with the standards and procedures prescribed by the applicable regulations issued under the Fair Labor Standards Act.

(d) *Effect on other obligations.* Nothing in this section shall affect any obligations for the payment of minimum wages that an employer may have under any law or agreement more favorable to employees than the requirements of this section.

Within thirty days from the date of the publication of this notice in the FEDERAL REGISTER, interested parties may submit written exceptions to the proposed actions above described. Exceptions should be addressed to the Secretary of Labor, United States Department of Labor, Washington 25, D. C.

Signed at Washington, D. C. this 2d day of March 1955.

JAMES P MITCHELL,  
*Secretary of Labor*

[F. R. Doc. 55-1929; Filed, Mar. 7, 1955; 8:46 a. m.]

## NOTICES

### DEPARTMENT OF THE TREASURY

#### Office of the Secretary

FEDERAL NATIONAL MORTGAGE ASSOCIATION  
DESIGNATION OF SECURITIES FOR EXEMPTION  
UNDER THE SECURITIES EXCHANGE ACT OF  
1934

MARCH 2, 1955.

Paragraph 12 of section 3 (a) of the Securities Exchange Act of 1934, as amended, provides in part that when used in title I thereof, unless the context otherwise requires, the term "exempted security" or "exempted securities" shall include such securities issued or guaranteed by corporations in which the United States has a direct or indirect interest as shall be designated for exemption by the Secretary of the Treasury as necessary or appropriate in the public interest or for the protection of investors.

Notice is hereby given that pursuant to paragraph 12 of section 3 (a) of the Securities Exchange Act of 1934, as amended, the common stock of the Federal National Mortgage Association issued under the authority of sections 303 (a) and 303 (c) of Public Law 560, 83d Congress, approved August 2, 1954, amending the National Housing Act, as amended, was designated for exemption on March 2, 1955.

This designation for exemption may be revoked, modified or amended at any time with respect to securities not issued prior to such time.

[SEAL] W RANDOLPH BURGESS,  
*Acting Secretary of the Treasury.*

[F. R. Doc. 55-1951; Filed, Mar. 7, 1955; 8:51 a. m.]

### DEPARTMENT OF JUSTICE

#### Office of Alien Property

[Vesting Order 18123, Amdt.]

BIANCA A. E. O. FRITSCH

In re: Estate of Bianca A. E. O. Fritsch; File No. 017-26426.

Vesting Order 18123 dated July 6, 1951, is amended as follows and not otherwise:

That Paragraph 1 be amended by adding after the name "Emilie Schultz" the following: "also known as Emilie Schulz"

All other provisions of said Vesting Order 18123 and all actions taken by or on behalf of the Attorney General of the United States in reliance thereof and pursuant thereto and under the authority thereof are ratified and confirmed.

Executed at Washington, D. C., on March 2, 1955.

For the Attorney General.

[SEAL] DALLAS S. TOWNSEND,  
*Assistant Attorney General,*  
*Director Office of Alien Property.*

[F. R. Doc. 55-1947; Filed, Mar. 7, 1955; 8:50 a. m.]

### DEPARTMENT OF DEFENSE

#### Department of the Army

STATEMENT OF ORGANIZATION AND  
FUNCTIONS

DESCRIPTION OF CENTRAL AND FIELD  
AGENCIES

Paragraph (e) of section 1 of the statement of organization and functions

of the Department of the Army, appearing at 15 F. R. 6639, October 3, 1950, and amended at 16 F. R. 8144, August 10, 1951, 19 F. R. 6349, October 1, 1954, and 20 F. R. 691, February 1, 1955, is further amended by adding subparagraph (2-2), revising subparagraphs (2) and (13), and revoking subparagraph (11), as follows:

SECTION 1. *Description of central and field agencies.* \* \* \*

(e) *Organization of the Department of the Army.* \* \* \*

(2) *General Counsel.* The General Counsel is directly responsible to the Secretary of the Army. He serves as civilian legal adviser to the Secretary, as directed. In addition, he provides legal advice and assistance, as requested, to the Under Secretary and Assistant Secretaries of the Army.

(2-2) *Chief of Legislative Liaison.* The Chief of Legislative Liaison is directly responsible to the Secretary of the Army and is responsive to the requirement of the Chief of Staff for liaison with members and committees of the Congress. The Office of the Chief of Legislative Liaison is the sole agency of the Army authorized to conduct liaison with the Congress, except in areas affecting budgets, appropriations, and other related financial matters. Specifically, and in accordance with policies, guidelines, and procedures established by the Secretary of Defense, he is responsible for—

(i) Providing advice and assistance to the Secretary of the Army and to the Chief of Staff on legislative aspects of

Department of the Army policies, plans, and programs.

(ii) Coordinating and supervising the Department of the Army's legislative program.

(iii) Maintaining liaison with members and committees of the Congress on legislative matters of interest to or assigned to the Department of the Army, on investigations of Army activities, and on Army matters of interest to members and committees of the Congress.

(iv) Providing a central point for Department of the Army contact with members and committees of the Congress.

(v) Maintaining liaison with other agencies of the Department of Defense, and with other governmental agencies, on legislative and related matters of concern to the Army.

(vi) Clearing and coordinating Department of the Army correspondence and reports to be sent to members and committees of the Congress.

(vii) Assisting in the arrangement of travel for members and committees of the Congress when such travel relates to activities of the Army Establishment.

(viii) Supervising the preparation and processing of Army-proposed executive orders and proclamations, and of reports pertaining thereto.

(ix) Coordinating the testimony of representatives of the Army when such testimony relates to legislation or investigations of interest or concern to the Army, including the furnishing of data, comments and witnesses.

(x) Supervising the preparation and maintenance of legislative files and drafts of bills, executive orders and proclamations which would be required by the Department of the Army in the event of war or other national emergency.

\* \* \* \* \*

(11) *Chief of Legislative Liaison.* Revoked.

\* \* \* \* \*

(13) *Assistant Chief of Staff, G-1, Personnel.* The Assistant Chief of Staff, G-1, under the direction and supervision of the Chief of Staff—

(i) Plans, coordinates, and exercises overall staff supervision of the procurement, distribution, personnel management, welfare, effective utilization, and separation of military and civilian personnel, Army-wide.

(ii) Is responsible for the computation and analysis of personnel requirements of all major commands and staff agencies.

(iii) Develops, in coordination with the Assistant Chief of Staff, G-3, military personnel authorizations for the Army.

(iv) Is responsible for the bulk allocation of personnel spaces to all major commands and staff agencies, and insures that overall personnel strengths do not exceed approved ceilings.

(v) Develops, administers, and implements the troop program and other primary programs for which he is assigned responsibility.

(vi) Determines effectiveness and insures coordination of all military and civilian personnel programs.

(vii) Administers the safety program.

[SEAL] JOHN A. KLEIN,  
Major General, U. S. Army,  
The Adjutant General.  
[F. R. Doc. 55-1943; Filed, Mar. 7, 1955;  
8:49 a. m.]

DEPARTMENT OF THE INTERIOR

Bureau of Land Management

[Doc. 28]

ARIZONA

RESTORATION ORDER UNDER FEDERAL POWER ACT; CORRECTION

FEBRUARY 28, 1955.

Notice of the Restoration Order Under the Federal Power Act, Document No. 25, Arizona, was published in the FEDERAL REGISTER February 16, 1955 (20 F. R. 993)

The first sentence of paragraph No. 7 is corrected to read as follows: "This order shall not otherwise become effective to change the status of such lands until 10:00 a. m., m. s. t., on the 91st day after the date of publication."

E. I. ROWLAND,  
State Supervisor.

[F. R. Doc. 55-1925; Filed, Mar. 7, 1955;  
8:45 a. m.]

CALIFORNIA

NOTICE OF PROPOSED WITHDRAWAL AND RESERVATION OF LANDS

MARCH 1, 1955.

The Department of the Navy has filed an application, Serial No. Los Angeles 0122986, for the withdrawal of the lands described below from all forms of appropriation.

The applicant desires the land for the purpose of providing vital aerial gunnery range facilities for the training of Fleet aircraft units.

For a period of thirty (30) days from the date of publication of this notice, persons having cause may present their objections in writing to the undersigned official of the Bureau of Land Management, Department of the Interior.

If circumstances warrant it, a public hearing will be held at a convenient time and place, which will be announced.

The determination of the Secretary on the application will be published in the FEDERAL REGISTER. A separate notice will be sent to each interested party of record.

The lands involved in the application are:

MOUNT DIABLO MERIDIAN, CALIFORNIA

- T. 9 S., R. 38 E., partly unsurveyed.
- T. 9 S., R. 39 E., partly unsurveyed.
- T. 9 S., R. 40 E.
- T. 9 S., R. 41 E.
- T. 9 S., R. 42 E.
- T. 10 S., R. 38 E., unsurveyed.
- T. 10 S., R. 39 E., unsurveyed.
- T. 10 S., R. 40 E.
- T. 10 S., R. 41 E.
- T. 10 S., R. 42 E.

- T. 11 S., R. 38 E.
- Secs. 1 to 5, inclusive, secs. 8 to 17, inclusive, secs. 20 to 29, inclusive, and secs. 32 to 36, inclusive, unsurveyed.
- T. 11 S., R. 39 E., unsurveyed.
- T. 11 S., R. 40 E.
- T. 11 S., R. 41 E.
- T. 12 S., R. 38 E.
- Secs. 1 to 5, inclusive, secs. 8 to 17, inclusive, secs. 20 to 29, inclusive, and secs. 32 to 36, inclusive, unsurveyed.
- T. 12 S., R. 39 E., partly unsurveyed.
- T. 12 S., R. 40 E.
- T. 12 S., R. 41 E.
- T. 12 S., R. 42 E., unsurveyed.
- T. 13 S., R. 38 E.
- Secs. 1 to 4, inclusive, secs. 9 to 16, inclusive, secs. 21 to 27, inclusive, and secs. 34 to 36, inclusive.
- T. 13 S., R. 39 E.
- T. 13 S., R. 40 E., unsurveyed.
- T. 13 S., R. 41 E., unsurveyed.
- T. 13 S., R. 42 E., unsurveyed.
- T. 14 S., R. 38 E.
- Secs. 1, 2, 11, 12, and 13, partly unsurveyed.
- T. 14 S., R. 39 E.
- Secs. 1 to 30, inclusive, and secs. 34 to 36, inclusive.
- T. 14 S., R. 40 E., unsurveyed.
- T. 14 S., R. 41 E., unsurveyed.
- T. 14 S., R. 42 E., unsurveyed.
- T. 15 S., R. 39 E.
- Secs. 1 to 3, inclusive, secs. 10 to 15, inclusive, secs. 22 to 27, inclusive, and secs. 34 to 36, inclusive, partly unsurveyed.
- T. 15 S., R. 40 E., partly unsurveyed.
- T. 15 S., R. 41 E., unsurveyed.
- T. 15 S., R. 42 E., unsurveyed.
- T. 16 S., R. 39 E.
- Secs. 1 to 3, inclusive, secs. 11, 12, and 13, and secs. 24, 25, and 36, unsurveyed.
- T. 16 S., R. 40 E., unsurveyed.
- T. 16 S., R. 41 E., unsurveyed.
- T. 16 S., R. 42 E., unsurveyed.
- T. 17 S., R. 40 E., unsurveyed.
- T. 17 S., R. 41 E., partly unsurveyed.
- T. 17 S., R. 42 E., partly unsurveyed.

Containing 854,299.09 acres, more or less.

L. T. HOFFMAN,  
State Supervisor  
Bureau of Land Management.

MARCH 1, 1955.

[F. R. Doc. 55-1954; Filed, Mar. 7, 1955;  
8:52 a. m.]

National Park Service

[Grand Canyon National Park Order 1]

CHIEF CLERK, PARK ENGINEER, PARK FORESTER AND ASSISTANT CHIEF RANGER IN CHARGE OF NORTH RIM OPERATIONS, GRAND CANYON NATIONAL PARK

DELEGATIONS OF AUTHORITY

FEBRUARY 3, 1955.

SECTION 1. The Chief Clerk may execute and approve contracts not in excess of \$25,000 for supplies, equipment, and services in conformity with applicable regulations and statutory authority subject to availability of appropriations. This authority may be exercised on behalf of any office or area under the supervision of the Superintendent of Grand Canyon National Park.

Sec. 2. The Chief Clerk, Park Engineer, Park Forester, and Assistant Chief Ranger in charge of North Rim operations, may effect short term employ-

ments in accordance with the instructions for the use of Report of Short Term Employment, Form No. DI-353.

(Region Three Order No. 2; 39 Stat. 535; 16 U. S. C., 1952 ed., sec. 2)

[SEAL] P. P. PATRAW,  
Superintendent,  
Grand Canyon National Park.

[F. R. Doc. 55-1927; Filed, Mar. 7, 1955; 8:46 a. m.]

[Lake Mead National Recreation Area Order 1]

CHIEF CLERK, LAKE MEAD NATIONAL RECREATION AREA

DELEGATIONS OF AUTHORITY WITH RESPECT TO CERTAIN CONTRACTS

DECEMBER 1, 1954.

The Chief Clerk may execute and approve contracts not in excess of \$10,000 for supplies, equipment, or services in conformity with applicable regulations and statutory authority and subject to the availability of appropriations. This authority may be exercised by the Chief Clerk in behalf of any office or area for which he serves as principal fiscal officer.

(Region Three Order No. 2; 39 Stat. 535; 16 U. S. C., 1952 ed., sec. 2)

[SEAL] CHARLES A. RICHEY,  
Superintendent,  
Lake Mead National Recreation Area.

[F. R. Doc. 55-1928; Filed, Mar. 7, 1955; 8:46 a. m.]

## DEPARTMENT OF AGRICULTURE

### Office of the Secretary

#### TEXAS

DISASTER ASSISTANCE; DELINEATION AND CERTIFICATION OF COUNTIES CONTAINED IN DROUGHT AREA

Pursuant to Public Law 875, 81st Congress (42 U. S. C. 1855 et seq.) the President determined on July 21, 1954 that a major disaster occasioned by drought existed in the State of Texas.

Pursuant to the authority delegated to me by the Administrator, Federal Civil Defense Administration (18 F. R. 4609; 19 F. R. 2148; 19 F. R. 5364) and for the purposes of section 2 (d) of Public Law 38, 81st Congress, as amended by Public Law 115, 83d Congress, and section 301 of Public Law 480, 83d Congress, certain counties in the State of Texas were on August 10, 1954 (19 F. R. 5155), as amended (19 F. R. 5388; 19 F. R. 5957; 19 F. R. 6127; 19 F. R. 6417; 19 F. R. 6557; 19 F. R. 7547; 19 F. R. 8635; 20 F. R. 140 and 20 F. R. 813) determined to be the areas affected by the major disaster by drought.

Pursuant to the aforesaid delegations, the delineation and certification of counties in the drought area in the State of Texas, as above described, are herewith amended by adding Randall County, on February 21, 1955, to the major disaster area in the State of Texas.

Done at Washington, D. C., this 3d day of March 1955.

[SEAL] TRUE D. MORSE,  
Acting Secretary.

[F. R. Doc. 55-1962; Filed, Mar. 7, 1955; 8:54 a. m.]

## CIVIL AERONAUTICS BOARD

[Docket No. 5940]

WESTERN AIR LINES, INC.

### NOTICE OF HEARING

In the matter of the application of Western Air Lines, Inc., under section 401 of the Civil Aeronautics Act of 1938, as amended, for amendment of its certificates of public convenience and necessity for Routes 13 and 35 so as to eliminate therefrom the intermediate points Richfield and St. George, Utah, and Chadron, Nebr.

Notice is hereby given pursuant to the Civil Aeronautics Act of 1938, as amended, particularly sections 401 and 1001 of said act, that hearing in the above-entitled proceeding is assigned to be held on March 17, 1955, at 10:00 a. m., c. s. t., in Court Room 303 F Post Office and Court House, Sixteenth and Dodge Streets, Omaha, Nebraska, before Curtis C. Henderson, Hearing Examiner.

Without limiting the scope of the issues presented in this proceeding attention will be directed to the following matters: Do the public convenience and necessity require the amendment of Western Air Lines' certificates of public convenience and necessity so as to eliminate therefrom the intermediate points Richfield and St. George, Utah, on Route 13, and Chadron, Nebr., from Route 35?

For further details of the issues involved in this proceeding interested persons are referred to the application on file with the Docket Section, Civil Aeronautics Board.

Notice is further given that any person, other than parties of record, desiring to be heard in this proceeding should file with the Board on or before March 17, 1955, a statement setting forth the issues of fact or law which he desires to controvert.

Dated at Washington, D. C., March 2, 1955.

[SEAL] FRANCIS W BROWN,  
Chief Examiner

[F. R. Doc. 55-1958; Filed, Mar. 7, 1955; 8:53 a. m.]

## FEDERAL COMMUNICATIONS COMMISSION

[Docket Nos. 11119-11121; FCC 55M-197]

BORDER BROADCASTERS, INC. (KVOZ) ET AL.

### ORDER RESCHEDULING HEARING

In re applications of Border Broadcasters, Inc. (KVOZ), Laredo, Texas, Docket No. 11119, File No. BP-8947, for construction permit to change frequency John F Thorwald, Harlingen, Texas, Docket No. 11120, File No. BP-9042, Hale Schaleben & Van N. Culpepper, Raymondville, Texas, Docket No.

11121, File No. BP-9166; for construction permits for new broadcasting stations.

The Commission having under consideration the above-entitled proceeding; It appearing that all parties participating in this proceeding have agreed upon April 29, 1955, as a convenient date for hearing herein:

It is ordered, This 1st day of March 1955, that the hearing herein is re-scheduled for April 29, 1955, at 10:00 a. m.

FEDERAL COMMUNICATIONS COMMISSION,

[SEAL] MARY JANE MORRIS,  
Secretary.

[F. R. Doc. 55-1956; Filed, Mar. 7, 1955; 8:53 a. m.]

[Docket No. 11163; FCC 55M-195]

VILLAGE BROADCASTING Co. (WOPA)

### ORDER CONTINUING HEARING

In the matter of Richard Goodman, Mason Loundy and Egmont Sonderling, a partnership doing business as Village Broadcasting Company (WOPA) Oak Park, Illinois, Docket No. 11163, File No. BP-9271, for construction permit.

It appearing that the Commission has not yet acted upon the supplemental petition filed by the applicant herein January 31, 1955, for reconsideration and grant without hearing; and that a further continuance of the first pre-hearing conference now scheduled for March 1, 1955, and of the hearing now scheduled for March 15, 1955, until a date after the Commission has acted upon said supplemental petition would conduce to the dispatch of the Commission's business and to the ends of justice; and that counsel for the applicant has requested such continuances and counsel for the Broadcast Bureau of the Commission has no objection thereto;

It is ordered, This 1st day of March 1955 that said first prehearing conference and the hearing in the above-entitled matter now scheduled respectively for March 1 and March 15, 1955, are hereby continued without date until further order of the Examiner.

FEDERAL COMMUNICATIONS COMMISSION,

[SEAL] MARY JANE MORRIS,  
Secretary.

[F. R. Doc. 55-1957; Filed, Mar. 7, 1955; 8:53 a. m.]

[Docket Nos. 11287-11289; FCC 55M-199]

EL MUNDO, INC., ET AL.

### NOTICE OF PRE-HEARING CONFERENCE

In re applications of El Mundo, Inc., Mayaguez, Puerto Rico, Docket No. 11287, File No. BPCT-1892; Ponce De Leon Broadcasting Co., Inc. of Puerto Rico, Mayaguez, Puerto Rico, Docket No. 11288, File No. BPCT-1906; Supreme Broadcasting Co., Inc., Mayaguez, Puerto Rico, Docket No. 11289, File No. BPCT-1911, for construction permits for new commercial television broadcast stations.

Notice is hereby given that, pursuant

to §§ 1.813 and 1.841 (c) of the Commission's rules, as amended, a pre-hearing conference will be held on the applications in the above-entitled proceeding at the offices of this Commission, at 10:00 a. m., on Friday, March 11, 1955, for the purpose of considering the following matters:

- (1) Narrowing the issues or the areas of inquiry and proof at the hearing;
- (2) Admissions of fact and of documents which will avoid unnecessary proof;
- (3) Reports and letters relating to surveys or contacts;
- (4) Assumptions regarding the availability of equipment;
- (5) Network programming;
- (6) Assumptions regarding the availability of networks proposed;
- (7) Offers of letters in general;
- (8) The method of handling evidence relating to the past cooperation of existing stations owned and/or operated by the applicants with organizations in the area;
- (9) Proof of contracts, agreements, or understandings reduced to writing.
- (10) Stipulations;
- (11) Need for depositions;
- (12) The numbering of exhibits;
- (13) The order of offer of proof with relationship to docket number;
- (14) The date for the exchange of exhibits between the applicants, as required by § 1.841, supra;
- (15) Such other matters as will be conducive to an expeditious conduct of the hearing.

No witnesses will be examined on the date indicated and the record will not be opened.

Dated this 2d day of March, 1955, at Washington, D. C.

FEDERAL COMMUNICATIONS  
COMMISSION, )

[SEAL] MARY JANE MORRIS,  
Secretary.

[F. R. Doc. 55-1955; Filed, Mar. 7, 1955;  
8:53 a. m.]

## FEDERAL POWER COMMISSION

[Docket No. E-6605]

UNITED STATES DEPARTMENT OF INTERIOR,  
SOUTHEASTERN POWER ADMINISTRATION,  
CLARK HILL PROJECT

NOTICE OF REQUEST FOR APPROVAL OF RATES  
AND CHARGES FOR SALE OF POWER BY  
SOUTHEASTERN POWER ADMINISTRATION

MARCH 1, 1955.

Notice is hereby given that pursuant to the provisions of the Flood Control Act of 1944 (58 Stat. 890) the Secretary of Interior filed with the Federal Power Commission for approval, the following rates and charges proposed by the Southeastern Power Administration, an agency of the Department of Interior, for the sale of electric energy generated at the Clark Hill Project on the Savannah River in the State of South Carolina.

1. Wholesale Firm Power Rate Schedule CH-A-1.

*Availability.* To facilities owned by the Federal Government and to public

bodies, cooperatives, and privately owned companies.

*Applicability.* This schedule applies to firm power generated at the Clark Hill project and sold in accordance with Section 5 of the Flood Control Act of December 22, 1944. Firm power consists of dependable capacity and accompanying energy exclusive of any accompanying dump energy.

*Character of service.* The electric power and energy supplied under this schedule will be three-phase alternating current at a nominal frequency of sixty cycles per second.

*Monthly rate.* The monthly rate for capacity and energy sold under this schedule shall be:

*Demand charge.* \$0.75 per kilowatt of billing demand.

*Energy charge.* 4.0 mills per kilowatt-hour.

*Billing demand.* The monthly billing demand in kilowatts for capacity sold to customers under this schedule shall be the higher of (1) the highest 30-minute integrated measured demand for firm power for the month exclusive of abnormal non-recurring demands due to conditions or causes reasonably beyond the customer's control, (2) 75 percent of the highest such measured demand occurring during the preceding eleven months, or (3) 75 percent of the contract demand, adjusted for interruption credits, if any. In the event the average power factor is less than .85 lagging at the time of the customer's monthly maximum 30-minute integrated demand, determinations of power made available under this schedule shall be measured by multiplying the actual maximum 30-minute demand by .85 and dividing by the average power factor during the period of the highest 30-minute integrated demand.

*Metering.* Electric power and energy delivered will be metered at or as of the point of delivery. When measurement is made at any location other than a point of delivery, suitable adjustment for losses between the point of measurement and the point of delivery shall be made.

2. Wholesale Dump Energy Rate Schedule CH-B-1.

*Availability.* To facilities owned by the Federal Government and to public bodies, cooperatives, and privately owned companies.

*Applicability.* This schedule applies to dump energy generated at Clark Hill project and sold in accordance with Section 5 of the Flood Control Act of December 22, 1944. Dump energy is energy generated from water that cannot be conserved and which is made available solely at the discretion of the Administrator. Such energy will be sold only in cases in which it is determined that the purchaser normally maintains electric generating facilities or has firm standby contract or other sources of energy satisfactory to the Administrator sufficient to supply the purchasers' requirements when dump energy is not delivered.

*Character of service.* The electric energy supplied under this schedule will be three-phase alternating current at a

nominal frequency of sixty cycles per second.

*Monthly charge.* The rate for energy sold under this schedule shall be three (3.0) mills per kilowatt-hour.

*Metering.* Electric power and energy delivered will be metered at or as of the point of delivery. When measurement is made at any location other than a point of delivery, suitable adjustment for losses between the point of measurement and the point of delivery shall be made.

Any person desiring to make comments or suggestions for Commission consideration with respect to the foregoing should submit the same in writing on or before March 28, 1955, to the Federal Power Commission, Washington 25, D. C. The proposed rates in their entirety are on file with the Commission and available for inspection.

[SEAL] LEON M. FUQUAY,  
Secretary.

[F. R. Doc. 55-1934; Filed, Mar. 7, 1955;  
8:48 a. m.]

[Docket Nos. G-4308—G-4310, G-4314—  
G-4316, G-4328]

COLUMBIAN FUEL CORP. ET AL.

NOTICE OF DATE OF HEARING

MARCH 1, 1955.

In the matters of Columbian Fuel Corporation, Docket Nos. G-4308 and G-4310; United Carbon Company, Inc. (Maryland) Docket Nos. G-4309 and G-4316; United Producing Company, Inc., Docket Nos. G-4314 and G-4328; Coltexo Corporation, Docket No. G-4315.

Notice of these proceedings, together with an order consolidating them for hearing with the proceedings in the Matters of Panhandle Eastern Pipe Line Company, et al., Docket No. G-1705, et al. was issued on December 22, 1954. By order issued January 20, 1955, the Commission granted a motion made orally at the Docket No. G-1705, et al. hearings for the severance of these dockets from that consolidated proceeding.

These matters all concern the sale of natural gas to Panhandle Eastern Pipe Line Company. They should be heard on a consolidated record and disposed of as promptly as possible under the applicable rules and regulations and to that end:

Take notice that, pursuant to the authority contained in and subject to the jurisdiction conferred upon the Federal Power Commission by sections 7 and 15 of the Natural Gas Act, and the Commission's rules of practice and procedure, a hearing will be held on March 22, 1955, at 9:30 a. m., e. s. t., in a Hearing Room of the Federal Power Commission, 441 G Street NW., Washington, D. C. concerning the matters involved in and the issues presented by such applications: *Provided, however* That the Commission may, after a non-contested hearing, dispose of the proceedings pursuant to the provisions of § 1.30 (c) (1) or (2) of the Commission's rules of practice and procedure.

Failure of any party to appear at and participate in the hearing shall be construed as waiver of and concurrence in omission herein of the intermediate decision procedure in cases where a request therefor is made.

[SEAL] LEON M. FUQUAY,  
Secretary.

[F. R. Doc. 55-1935; Filed, Mar. 7, 1955;  
8:48 a. m.]

[Docket No. G-5706]

DORCHESTER CORP.

NOTICE OF APPLICATION AND DATE OF  
HEARING

MARCH 1, 1955.

Take notice that Dorchester Corporation (Applicant) a Delaware corporation whose address is 602 Fidelity Union Life Building, Dallas, Texas, filed on November 24, 1954, an application for a certificate of public convenience and necessity pursuant to section 7 of the Natural Gas Act, authorizing Applicant to render service as hereinafter described, subject to the jurisdiction of the Commission, all as more fully represented in the application which is on file with the Commission and open for public inspection.

Applicant, successor to Panama Corporation, proposes to continue sales of natural gas to Panhandle Eastern Pipe Line Company (Panhandle) from the Hugoton Field, Stevens County, Kansas, under a contract originally executed between Panhandle and D. D. Harrington.

This matter is one that should be disposed of as promptly as possible under the applicable rules and regulations and to that end:

Take further notice that, pursuant to the authority contained in and subject to the jurisdiction conferred upon the Federal Power Commission by sections 7 and 15 of the Natural Gas Act, and the Commission's rules of practice and procedure, a hearing will be held on April 5, 1955, at 9:30 a. m., e. s. t., in a Hearing Room of the Federal Power Commission, 441 G Street NW., Washington, D. C., concerning the matters involved in and the issues presented by such application: *Provided, however* That the Commission may, after a non-contested hearing, dispose of the proceedings pursuant to the provisions of § 1.30 (c) (1) or (2) of the Commission's rules of practice and procedure.

Protests or petitions to intervene may be filed with the Federal Power Commission, Washington 25, D. C., in accordance with the rules of practice and procedure (18 CFR 1.8 or 1.10) on or before March 21, 1955. Failure of any party to appear at and participate in the hearing shall be construed as waiver of and concurrence in omission herein of the intermediate decision procedure in cases where a request therefor is made.

[SEAL] LEON M. FUQUAY,  
Secretary.

[F. R. Doc. 55-1936; Filed, Mar. 7, 1955;  
8:48 a. m.]

[Docket Nos. G-3154, G-3200, G-3272, G-3582,  
G-3591, G-3849, G-3905, G-3917, G-3987,  
G-4038, G-4231, G-4411, G-4670, G-4736]

JAMES A. HUNTER ET AL.

NOTICE OF FINDINGS AND ORDERS

MARCH 2, 1955.

In the matters of James A. Hunter, Docket No. G-3154; Blaine Dunbar, et al., Docket No. G-3200; Phil K. Cochran, Docket No. G-3272; B. & M. Oil and Gas Company, Docket No. G-3582; Boswell-Frates Company, Docket No. G-3591, H. D. Kinsey, et al., Docket No. G-3849; Massey Oil & Gas Company, Docket No. G-3905; D. A. Null, Docket No. G-3917; G. H. L. Kent, Docket No. G-3987; Gilbert M. Denman, Docket No. G-4038; Texas Eastern Transmission Corporation, Docket No. G-4231, Stanolind Oil and Gas Company, Docket No. G-4411, Three States Natural Gas Company and San Jacinto Petroleum Corp., Docket No. G-4670; M. C. Hoover, Docket No. G-4736.

Notice is hereby given that on February 21, 1955, the Federal Power Commission issued its findings and orders adopted February 16, 1955, issuing certificates of public convenience and necessity in the above-entitled matters.

[SEAL] LEON M. FUQUAY,  
Secretary.

[F. R. Doc. 55-1937; Filed, Mar. 7, 1955;  
8:48 a. m.]

[Docket Nos. G-3039—G-3042, G-3063, G-  
3801, G-3906, G-3916, G-3986, G-3993]

ALGORD OIL CO. & GEORGE A. KENT ET AL.

NOTICE OF FINDINGS AND ORDERS

MARCH 2, 1955.

In the matters of Alford Oil Company & George A. Kent, Docket No. G-3039;

Description	Purchaser	Rate schedule designation	Effective date <sup>1</sup>
Contract dated Dec. 14, 1954...	Trunkline Gas Co.....	Applicant's FPC gas rate schedule No. 2.	Feb. 20, 1955

<sup>1</sup> The stated effective date is the first day after expiration of the required 30 days' notice, or the effective date proposed by applicant if later.

The aforesaid filing is proposed to supersede Orange Grove Oil and Gas Corporation's FPC Gas Rate Schedule No. 1 and H. J. Mosser's FPC Gas Rate Schedule No. 2.

The increased rates and charges proposed in the aforesaid filing have not been shown to be justified, and may be unjust, unreasonable, unduly discriminatory, or preferential, or otherwise unlawful.

Applicant is being advised by telegram as follows:

Order adopted effective February 25, 1955, in Docket G-8518, suspending proposed changes in rates covered by contract dated December 14, 1954, designated as your FPC Gas Rate Schedule No. 2 for sale of gas to Trunk-line Gas Company, providing for hearing and deferring effective date of rate schedule as provided in such order because the increased rates and charges proposed in said rate schedule have not been shown to be justified, and may be unjust, unreasonable, unduly discriminatory or preferential, or otherwise unlawful.

Delta Drilling Company, R. Lacy, Inc. and Glassell and Glassell, Docket No. G-3040; Delta Gulf Drilling Company, R. Hedge and B. Bridewell, Docket No. G-3041, Delta Drilling Company, H. M. Ascher, M. Ascher, R. A. Stacy and F. A. Clark, Docket No. G-3042; Delta Drilling Company, Docket No. G-3063; E. L. Bush, Docket No. G-3801, Clay S. Crouse, Trustee for Cecile Goodall, et al., Docket No. G-3906; D. A. Null, Docket No. G-3916; Dennis L. Cather and Mary Emily Hempmill, Docket No. G-3986; Chloe Crouse, Attorney-in-Fact for John W. Yoak, et al., Docket No. G-3993.

Notice is hereby given that on February 23, 1955, the Federal Power Commission issued its findings and orders adopted February 16, 1955, issuing certificates of public convenience and necessity in the above-entitled matters.

[SEAL] LEON M. FUQUAY,  
Secretary.

[F. R. Doc. 55-1938; Filed, Mar. 7, 1955;  
8:48 a. m.]

[Docket No. G-8518]

ORANGE GROVE OIL AND GAS CORP. AND  
H. J. MOSSER

ORDER SUSPENDING PROPOSED CHANGES  
IN RATES

Orange Grove Oil and Gas Corporation and H. J. Mosser (Applicant), on January 26, 1955, tendered for filing proposed changes in presently effective rate schedules for sales subject to the jurisdiction of the Commission. The proposed changes, which constitute increased rates and charges, are contained in the following designated filing which is proposed to become effective on the date shown:

The Commission finds: It is necessary and proper in the public interest and to aid in the enforcement of the provisions of the Natural Gas Act that the Commission enter upon a hearing concerning the lawfulness of the said proposed changes, and that the above-designated rate schedule be suspended and the use thereof deferred as hereinafter ordered.

The Commission orders:

(A) Pursuant to the authority contained in sections 4 and 15 of the Natural Gas Act and the Commission's general rules and regulations (18 CFR Chapter I) a public hearing be held upon a date to be fixed by notice from the Secretary, concerning the lawfulness of said proposed changes in rates and charges; and, pending such hearing and decision thereon, the above-designated rate schedule be and the same hereby is suspended and the use thereof deferred until April 26, 1955, and until such further time as it is made effective in the manner prescribed by the Natural Gas Act.

(B) Interested State commissions may participate as provided by §§ 1.8 and 1.37 (f) (18 CFR 1.8 and 1.37 (f)) of the Commission's rules of practice and procedure.

(C) The effective date of this order shall be February 25, 1955.

Adopted: February 25, 1955.

Issued: March 2, 1955.

By the Commission.<sup>2</sup>

[SEAL] LEON M. FUQUAY,  
Secretary.

[F. R. Doc. 55-1939; Filed, Mar. 7, 1955;  
8:48 a. m.]

Description	Purchaser	Rate schedule designation	Effective date <sup>1</sup>
Contract dated Dec. 14, 1954	Trunkline Gas Co.	Applicant's FPC gas rate schedule No. 5.	Feb. 26, 1955

<sup>1</sup> The stated effective date is the first day after expiration of the required 30 days' notice, or the effective date proposed by applicant if later.

The aforesaid filing is proposed to supersede Applicant's FPC Gas Rate Schedule No. 2.

The increased rates and charges proposed in the aforesaid filing have not been shown to be justified, and may be unjust, unreasonable, unduly discriminatory, or preferential, or otherwise unlawful.

Applicant is being advised by telegram as follows:

Order adopted effective February 25, 1955, in Docket No. G-8519, suspending proposed changes in rates covered by contract dated December 14, 1954, designated as your FPC Gas Rate Schedule No. 5 for sale of gas to Trunkline Gas Company, providing for hearing and deferring effective date of rate schedule as provided in such order because the increased rates and charges proposed in said rate schedule have not been shown to be justified, and may be unjust, unreasonable, unduly discriminatory or preferential, or otherwise unlawful.

The Commission finds: It is necessary and proper in the public interest and to aid in the enforcement of the provisions of the Natural Gas Act that the Commission enter upon a hearing concerning the lawfulness of the said proposed changes, and that the above-designated rate schedule be suspended and the use thereof deferred as hereinafter ordered.

The Commission orders:

(A) Pursuant to the authority contained in sections 4 and 15 of the Natural Gas Act and the Commission's general rules and regulations (18 CFR, Chapter I) a public hearing be held upon a date to be fixed by notice from the Secretary, concerning the lawfulness of said proposed changes in rates and charges; and, pending such hearing and decision thereon, the above-designated rate schedule be and the same hereby is suspended and the use thereof deferred until April 26, 1955, and until such further time as it is made effective in the manner prescribed by the Natural Gas Act.

(B) Interested State commissions may participate as provided by §§ 1.8 and 1.37

<sup>2</sup> Commissioners Digby and Stueck dissenting.

[Docket No. G-8519]

ASSOCIATED OIL AND GAS CO.

ORDER SUSPENDING PROPOSED CHANGES IN RATES

Associated Oil and Gas Company (Applicant), on January 26, 1955, tendered for filing proposed changes in presently effective rate schedules for sales subject to the jurisdiction of the Commission. The proposed changes, which constitute increased rates and charges, are contained in the following designated filing which is proposed to become effective on the date shown:

(f) (18 CFR 1.8 and 1.37 (f)) of the Commission's rules of practice and procedure.

(C) The effective date of this order shall be February 25, 1955.

Adopted: February 25, 1955.

Issued: March 2, 1955.

By the Commission.<sup>2</sup>

[SEAL] LEON M. FUQUAY,  
Secretary.

[F. R. Doc. 55-1940; Filed, Mar. 7, 1955;  
8:49 a. m.]

[Docket No. G-3290]

NORTHERN PUMP CO. ET AL.

NOTICE OF POSTPONEMENT OF HEARING

MARCH 2, 1955.

Notice is hereby given that the hearing now scheduled for March 10, 1955, in the above-designated matter is hereby postponed without date subject to further notice.

[SEAL] LEON M. FUQUAY,  
Secretary.

[F. R. Doc. 55-1941; Filed, Mar. 7, 1955;  
8:49 a. m.]

[Docket No. G-6260]

EDWIN M. JONES OIL CO.

NOTICE OF POSTPONEMENT OF HEARING

MARCH 2, 1955.

In the matter of Henrietta Yerger Jones, d/b/a Edwin M. Jones Oil Company, Docket No. G-6260.

Notice is hereby given that the hearing now scheduled for March 10, 1955 in the above-designated matter is hereby postponed without date subject to further notice.

[SEAL] LEON M. FUQUAY,  
Secretary.

[F. R. Doc. 55-1942; Filed, Mar. 7, 1955;  
8:49 a. m.]

[Docket Nos. G-3165, G-3548-G-3550, G-3595, G-3915, G-3937, G-4192-G-4195, G-4198, G-4199, G-4424, G-4646, G-4647, G-4797, G-4809, G-5228]

PAUL SHAFFER ET AL.

NOTICE OF FINDINGS AND ORDERS

MARCH 1, 1955.

In the matters of Paul Shaffer, Docket No. G-3165; Midstates Oil Corporation, Docket Nos. G-3548, G-3549, G-3550; Russell Gas Company, Docket No. G-3595; Basil Wamblade, Docket No. G-3915; O. H. Strumbo, Trustee, Docket No. G-3937; Willard E. Ferrell, et al., Docket No. G-4192; Smith Oil & Gas Company, Docket No. G-4193; Cody Oil & Gas Company, Docket No. G-4194; Corel Polling, Docket No. G-4195; Byron D. Kuth, Docket No. G-4198; L. C. Hamilton, Jr., et al., Docket No. G-4199; W. E. Bakke, Herbert L. Dillon, et al., Docket No. G-4424; J. F. Brown, Docket No. G-4646; J. Frank Brown, Docket No. G-4647; Cabell Oil and Gas Company, Docket No. G-4797; The California Company, Docket No. G-4809; Vernon F. Taylor, Inc., Docket No. G-5228.

Notice is hereby given that on February 11, 1955, the Federal Power Commission issued its findings and orders adopted February 9, 1955, issuing certificates of public convenience and necessity in the above-entitled matters.

[SEAL] LEON M. FUQUAY,  
Secretary.

[F. R. Doc. 55-1930; Filed, Mar. 7, 1955;  
8:47 a. m.]

[Docket No. G-5258]

TRANSCONTINENTAL GAS PIPE LINE CORP.

NOTICE OF ORDER MAKING SUBSTITUTED TARIFF SHEETS EFFECTIVE UPON FILING OF UNDERTAKING TO ASSURE REFUND OF EXCESS CHARGES

MARCH 1, 1955.

Notice is hereby given that on February 11, 1955, the Federal Power Commission issued its order adopted February 9, 1955, making substituted tariff sheets effective upon filing of undertaking to assure refund of excess charges in the above-entitled matter.

[SEAL] LEON M. FUQUAY,  
Secretary.

[F. R. Doc. 55-1931; Filed, Mar. 7, 1955;  
8:47 a. m.]

[Docket No. G-6339]

SINCLAIR OIL AND GAS CO.

NOTICE OF FINDINGS AND ORDER

MARCH 1, 1955.

Notice is hereby given that on February 11, 1955, the Federal Power Commission issued its findings and order adopted February 9, 1955, permitting and approving abandonment of service in the above-entitled matter.

[SEAL] LEON M. FUQUAY,  
Secretary.

[F. R. Doc. 55-1932; Filed, Mar. 7, 1955;  
8:47 a. m.]

## INTERSTATE COMMERCE COMMISSION

[4th Sec. Application 30320]

COKE AND RELATED ARTICLES FROM CHICAGO, ILL., TO MILWAUKEE, WIS.

APPLICATION FOR RELIEF

MARCH 3, 1955.

The Commission is in receipt of the above-entitled and numbered application for relief from the long-and-short-haul provision of section 4 (1) of the Interstate Commerce Act.

Filed by R. G. Raasch, Agent, for carriers parties to schedule listed below.

Commodities involved: Pea coke, coke breeze, dust or screenings, carloads.

From: Chicago, Ill.

To: Milwaukee, Wis.

Grounds for relief: Competition with rail carriers and circuitous routes.

Schedules filed containing proposed rates: R. G. Raasch, Agent, I. C. C. 767, supp. 28.

Any interested person desiring the Commission to hold a hearing upon such application shall request the Commission in writing so to do within 15 days from the date of this notice. As provided by the general rules of practice of the Commission, Rule 73, persons other than applicants should fairly disclose their interest, and the position they intend to take at the hearing with respect to the application. Otherwise the Commission, in its discretion, may proceed to investigate and determine the matters involved in such application without further or formal hearing. If because of an emergency a grant of temporary relief is found to be necessary before the expiration of the 15-day period, a hearing, upon a request filed within that period, may be held subsequently.

By the Commission.

[SEAL] HAROLD D. McCoy,  
Secretary.

[F. R. Doc. 55-1944; Filed, Mar. 7, 1955; 8:50 a. m.]

[4th Sec. Application 30321]

SAND AND GRAVEL FROM INDIANA TO CISSNA, ILL.

APPLICATION FOR RELIEF

MARCH 3, 1955.

The Commission is in receipt of the above-entitled and numbered application for relief from the long-and-short-haul provision of section 4 (1) of the Interstate Commerce Act.

Filed by R. G. Raasch, Agent, for the Chicago and Eastern Illinois Railroad Company.

Commodities involved: Sand and gravel, carloads.

From: Dickason Pit, Cayuga, Standard Pit and Terre Haute; Ind.

To: Cissna Park, Ill.

Grounds for relief: Wayside pit competition.

Schedules filed containing proposed rates: Chicago and Eastern Illinois Railroad Company, I. C. C. 144, supp. 48.

Any interested person desiring the Commission to hold a hearing upon such application shall request the Commission in writing so to do within 15 days from the date of this notice. As provided by the general rules of practice of the Commission, Rule 73, persons other than applicants should fairly disclose their interest, and the position they intend to take at the hearing with respect to the application. Otherwise the Commission, in its discretion, may proceed to investigate and determine the matters involved in such application without further or formal hearing. If because of an emergency a grant of temporary relief is found to be necessary before the expiration of the 15-day period, a hearing, upon a request filed within that period, may be held subsequently.

By the Commission.

[SEAL] HAROLD D. McCoy,  
Secretary.

[F. R. Doc. 55-1945; Filed, Mar. 7, 1955; 8:50 a. m.]

[4th Sec. Application 30322]

BITUMINOUS FINE COAL FROM ARKANSAS, KANSAS, MISSOURI, AND OKLAHOMA TO WATERLOO AND CEDAR FALLS, IOWA

APPLICATION FOR RELIEF

MARCH 3, 1955.

The Commission is in receipt of the above-entitled and numbered application for relief from the long-and-short-haul provision of section 4 (1) of the Interstate Commerce Act.

Filed by F. C. Kratzmeir, Agent, for carriers parties to schedules listed below.

Commodities involved: Bituminous fine coal, carloads.

From: Mines in Arkansas, Kansas, Missouri, and Oklahoma.

To: Waterloo and Cedar Falls, Iowa.

Grounds for relief: Competition with rail carriers, and market competition.

Schedules filed containing proposed rates: F. C. Kratzmeir, Agent, I. C. C. 3920, supp. 98; W. J. Prueter, Agent, I. C. C. A-3969, supp. 25.

Any interested person desiring the Commission to hold a hearing upon such application shall request the Commission in writing so to do within 15 days from the date of this notice. As provided by the general rules of practice of the Commission, Rule 73, persons other than applicants should fairly disclose their interest, and the position they intend to take at the hearing with respect to the application. Otherwise the Commission, in its discretion, may proceed to investigate and determine the matters involved in such application without further or formal hearing. If because of an emergency a grant of temporary relief is found to be necessary before the expiration of the 15-day period, a hearing, upon a request filed within that period, may be held subsequently.

By the Commission.

[SEAL] HAROLD D. McCoy,  
Secretary.

[F. R. Doc. 55-1946; Filed, Mar. 7, 1955; 8:50 a. m.]